Intermediary Foundation of
the Universal Declaration
of Human Rights.

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[stamp] AUG. 2008
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CHECKLIST FOR FAIR USE

Please complete and retain a copy of this form in connection with each possible "fair use" of a copyrighted work for your project

Name: J.P. van den Wittenboer Date: 06-08-2008 Project: "Hitler's Inferno"

Institution: AUDIO-RARITIES Prepared by: Intermediary Foundation of the Universal Declaration of Human Rights.

PURPOSE

Favoring Fair Use

- [x] Teaching (including multiple copies for classroom use)
- [x] Research
- [x] Scholarship
- [x] Nonprofit Educational Institution
- [ ] Criticism
- [ ] Comment
- [ ] News reporting
- [ ] Transformative or Productive use (changes the work for new utility)
- [ ] Restricted access (to students or other appropriate group)
- [ ] Parody

Opposing Fair Use

- [ ] Commercial activity
- [ ] Profiting from the use
- [ ] Entertainment
- [ ] Bad-faith behavior
- [ ] Denying credit to original author

NATURE

Favoring Fair Use

- [x] Published work
- [ ] Factual or nonfiction based
- [ ] Important to favored educational objectives

Opposing Fair Use

- [ ] Unpublished work
- [ ] Highly creative work (art, music, novels, films, plays)
- [ ] Fiction

AMOUNT

Favoring Fair Use

- [ ] Small quantity
- [ ] Portion used is not central or significant to entire work
- [x] Amount is appropriate for favored educational purpose

Opposing Fair Use

- [ ] Large portion or whole work used
- [ ] Portion used is central to work or "heart of the work"

EFFECT

Favoring Fair Use

- [x] User owns lawfully acquired or purchased copy of original work
- [ ] One or few copies made
- [ ] No significant effect on the market or potential market for copyrighted work
- [ ] No similar product marketed by the copyright holder
- [ ] Lack of licensing mechanism

Opposing Fair Use

- [ ] Could replace sale of copyrighted work
- [ ] Significantly impairs market or potential market for copyrighted work or derivative
- [ ] Reasonably available licensing mechanism for use of the copyrighted work
- [ ] Affordable permission available for using work
- [ ] Numerous copies made
- [ ] You made it accessible on Web or in other public forum
- [ ] Repeated or long-term use

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For further information and updates please visit http://www.copyright.iupui.edu/. This document last updated March 10, 2003.

Intermediary Foundation of the Universal Declaration of Human Rights

no claims

PUBLIC LETTER

AANTEKENEN / REGISTERED POST

UNITED STATES

COPYRIGHT OFFICE

101 Independence Ave S.E.

WASHINGTON D.C. 20559-6000

USA.

Intermediary Foundation of the Universal Declaration of Human Rights.

2008

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Re:Orphan Works record "Hitler's Inferno"

Mierlo,July 2 2008

Dear Sirs,

Safe Harbor Provisions for Use of Orphan works for Scientific,Technical and Medical Literature.

In December 2006,STM announced a policy on Orphan Works,copyright works (literary works,also musical works,including any accompanying works etc.) for which a prospective user is unable to indentify,locate and contact the legitimate holder of thr relevant rights ("copyright owner") for the purpose of obtaining permission to use such work.

Recently the foundation documents send by post to Cdbaby, address 5925 NE Ave,Portland,OR 97218-2891,USA. The (new) company Audio-Rarities in the Netherlands and Intermediary Foundation of the Universal Declaration of Human Rights also from the Netherland , "Cdbaby" to sell Compact disc and / Mp3 / or records over the internet,and in internet shops as "I-Tunes" etc.Cdbaby ask for a written document from the first release of the owner of a old record (moral right) Bill Forrest narrator and Mary Jo Devlin back stage, Audio Rarities LPA 2445 Title "Hitler's Inferno" in USA ,1945 end of the War.The foundation made research to the record company,the record and the onwner and Hitler's Inferno between 1994 and 1995.We have also a juridical report by a professional.Also we have written correspondence between the Buma-Stemra and the Foundation.The database from Harry Fox Angeny Inc in New York USA,showed no

information to the owner of the record,Hitler's Inferno or Audio Rarities.The Foundation have a written correspondence to Freistaat Bayern,Germany te owner of the original songs and speeches of Nazi-Germany.The Album "Hitler's Inferno have a new registration by the Dutch Tax.The Name Audio Rarities(form the original record) is takeover and new regisrered under Audio-Rarities (between Audio and Rarities a stripe by the new Audio-Rarities in Holland) by the Chamber of Commerce and Industry in Eindhoven,the Netherlands.Cdbaby ask me to show a document of permission from the owner of the record by I'ts first release in 1945, USA.We attached the documents in this letter,even there is a new registration by the Dutch Tax in 2005 (Belasingdienst Oost-Brabant,Inspectie der Registratie en Successie,Po.box:90116,Postalcode:5200MA,City:'s-Hertogenbosch,Country:The Netherlands). under Number: **4.516226.1**.The first general release under the title "Hitler's Inferno" was published in November 1945,By Audio Rarities in the USA on 33 1/3 rpm LP (a kin or release WW2) end of the War,to memory of, "Yesterday Lesson",anti-fascist commentary.The original record is part of "Suzanne Statland Collection in Holocaust Studies" from the University of Missouri-Kansas City Libraries USA.Hitler's Inferno and the consecutive tragedies indicates man's inability to control the destructive impulses of paranoid dictators like Hitler,Stalin,Pol Pot .When the first news of the concentration camps began to be broadcast in May 1945, the sense of outrage was considerable whwn one thinks of the murder and destruction. "It must never happen again in the civilized world".The Title Hitler's Inferno, in words,in music 1932-1945, Marching songs of Nazi Germany,LPA 2445,the record content:

Part one.

1. Hitler in Rome 1937 / 2. Deutschland über Alles / 3. Die Fahne Hoch / 4. Heil Hitler Dir! / 5. Goebbels introduces Hitler 1934 / 6. Marching songs Medley.

Part two.

7 . Hitler speaks in Vienna / 8. Heil Deutschland / 9. When Die S.S. und Die S.A. Aufmarschiert / 10. Die jugend Marschiert / 11. Plead "not guilty at Nuremberg".

Anti-fascist commentary by Bill Forrest and back stage Mary Jo Devlin.

"International Publishers and librarians Agree On Acces to orphan Works".

The statement sets out five principles to be followed by users of orphaned works:

1. A reasonable diligent rearch should be undertaken to find the copyright owner;

2. The user of an orphan work must provide a clear and adequate attribution to the copyright owner;

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E-mail:ifudofhumanrights@yahoo.com
Internet:http://mensenrechten.webs.com
Phone:+31 -(0)6 50 425 552

3. If the copyright owner reapears,the owner should be resonable remunerated or appropriate restitution should be made;

4. If injunctive relief is available against the use of a previously orphaned work,the injunctive relief should take into account the creative efforts and investment made in good faith by the user of the work;

5. The use of orphaned work is non-exclusive.

“Declaration of Academic Freedom” (Scientific Human Rights).

Conseqently,the researcher is all to often constrained or suppressed ,manipulating,works minimized by governments who working to a different ideological politic and secret fascist agenda.The aim of this Declaration is to uphold and further the fundamental doctrine that scientific research must be free of latent and overt repressive influence of bureaucratic,political,religious and pecuniary directives,and that scientific creation is a humanright no less than other such right and forlorn hopes as prouned in International and European convenants and International law.

“European Commission against Racism and Intolerance (ECRI) 2008”

ECRI encourages the Dutch authorities in their efforts to ensure that the criminal justice system provides an effective response to manifestations of racism and radical discrimination.The ECRI and the European Union believes that the Holocaust never be forgotten.That denial or revision of “clearly established historlical facts such as the Holocaust (Whose negation or revision,denial or the gross minization) would be removed from the protection of Article 10 by Article 17”of the European Convention on Human Rights.The Court stated that “there is no doubt that,like any other remark directed against the Convention’s underlying values,the justification of a pro-Nazi policy could not be allowed to enjoy the protection afford by Article 10.

- Making the offence of Holocaust-denial punisable’
- Prosecuting acts of racist o xenophobic nature ex officio;

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The ECRI and European Union welcomes the catalytic role that non-governmental organisations have played in promoting human rights education and raising awareness about racism http://www.coe.int/t/e/human_rights/ecri .The project "Hitler's Inferno is for "fair use only" in accordance with Title U.S.C. Section 107,research and educational Holocaust study learning projects and humanrights purposes against racism.More information holocaust denial http://holocaustdenial.org/ .The author [Law, moral rights] or its heirs by notarial deed,can complaint and show the documents of the ownership over the record Audio Rarities LPA 2445 Hitler's Inferno,**from June 2 2008 up to-August 2 2008**.If any thing is not correct in this letter or the attachments,please contact directly the Dutch Government "Ministerie van Justitie",Po.box:20301,postalcode:2500EH,City:The Hague,Country:The Netherlands.

Legal disputes "Dutch Law".

UPC-barcode "Hitler's Inferno":**634479825064**

http://nl/barcodepedia.nl/

Intermediary Foundation of the Universal Declaration of Human Rights ask the U.S. Copyright Office friendly to place this letter on his website to make public.We ask the Copyright Office to research his database for Audio Rarities,Hitler's Inferno or LPA 2445.

AUDIO RARITIES

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INFORMATION AND CLAIMS TO ADDRESS:

[from June 2 2008 up to August 2 2008]

Website IFUD of Human Rights http://mensenrechten.webs.com/

Website Audio-Rarities http://www.tinyurl.com/49mj7j

Office IFUD of Human Rights and Audio-Rarities

Address:Kastanje 28

Postalcode: 5731NK

City:Mierlo

Country:The Netherlands.

C.o.C.registration IFUD of Human Rights No:41092925 Eindhoven n.l.

Co.C registration Audio-Rarities No:17090220 Eindhoven n.l.

SINCERELY,

IFUD of Human Rights and Audio-Rarities

Chairman and director

Mr. J.P. van den Wittenboer.

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Copies to:

International Federation of Library Associations and Institutions (IFLA)

Secretary General mr.Peter Johan Lor

Po.box:95312

2509CH,THE HAGUE

THE NETHERLANDS.

International Publishers Assosiation (IPA)

Secretary General Mr. Jens Bammel

Avenue de Miremont 3

CH-1206,GENEVA,

SWITSERLAND.

COUNCIL of EUROPE

European Commission against Racism and intolerance (ECRI)

12,Avenue Tervuren

B-1040 BRUSSELS

BELGIUM.

MINISTERIE VAN JUSTITIE

Mr.Dr. Ernst Hirsch Ballin

Po.Box:20301

2500EH

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USA.

WIPO headquarters

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